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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

INDIGENOUS ENVIRONMENTAL
NETWORK and NORTH COAST
RIVER ALLIANCE,

and

NORTHERN PLAINS RESOURCE
COUNCIL, et al.,

Plaintiffs,

v.

UNITED STATES DEPARTMENT
OF STATE, et al.,

Defendants,

TRANSCANADA KEYSTONE
PIPELINE and TRANSCANADA
CORPORATION,

Defendant-Intervenors.

CV 17-29-GF-BMM

CV 17-31-GF-BMM

**Request to Strike Federal
Defendants' Response to
Northern Plains Plaintiffs'
Notice of Supplemental
Authority**

Plaintiffs Northern Plains Resource Council, *et. al.* (“Northern Plains Plaintiffs”) hereby request the Court to strike Federal Defendants’ Response to Northern Plains Plaintiffs’ Notice of Supplemental Authority (“Federal Defendants’ Response”) (ECF No. 197) for failure to follow the applicable local rules of procedure.

Local Rule 7.4 allows parties to submit notice advising the court of pertinent supplemental authority, but states: “No response may be filed unless the presiding judge so authorizes.” Federal Defendants have not sought authorization from the Court, thus no response is permitted. Furthermore, Federal Defendants’ Response exceeds the two-page limit imposed by Local Rule 7.4.

As such, Plaintiffs respectfully request that the court strike Federal Defendants’ Response.

Respectfully submitted this 9th day of August, 2018.

/s/ Doug Hayes

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/s/ Eric Huber

Eric Huber (*pro hac vice*)

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CERTIFICATE OF SERVICE

I certify that I served the foregoing brief on all counsel of record via the Court's CM/ECF system.

/s/ Doug Hayes